

Hon. Robert S. Lasnik

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MAPLE LEAF HOUSING
INVESTMENTS, LLC, a Washington
company,

Plaintiff,

vs.

TEXACO DOWNSTREAM PROPERTIES
INC., a Delaware corporation,

Defendant.

Case No. 2:18-cv-01710-RSL

**STIPULATED MOTION AND
ORDER EXTENDING TIME FOR
RESPONSIVE PLEADING**

Note on calendar: February 8, 2019

Pursuant to the Order entered by this Court on the stipulation between Plaintiff MAPLE LEAF HOUSING INVESTMENTS, LLC (“Plaintiff”) and Defendant TEXACO DOWNSTREAM PROPERTIES INC. (“Defendant”), Defendant’s responsive pleading is due February 8, 2019. *See*, Dkt. # 22. Plaintiff and Defendant now jointly move under FRCP 6(b) for a 21-day extension of Defendant’s deadline to file a responsive pleading to March 1, 2019. There is good cause for granting an extension because Plaintiff and Defendant have reached agreement in principle to resolve issues raised in Defendant’s November 30, 2018, meet and confer correspondence (“Meet and Confer Correspondence”). When executed, the agreement between the Plaintiff and Defendant will avoid the need for a motion to dismiss certain claims. Upon execution of

1 the agreement, the parties will submit a joint request to this Court to stay all litigation
2 deadlines, including Defendant's deadline to file a responsive pleading, and activities for
3 up to 120 days while the parties jointly undertake an environmental investigation of the
4 Plaintiff's property. The data obtained from the environmental investigation will inform
5 the parties' decisions regarding the subject property and this litigation and may
6 potentially help facilitate an agreed resolution of this case.

7 The parties jointly request an additional 21-day extension of
8 Defendant's deadline to file a responsive pleading to allow the parties to: (1) prepare and
9 execute an agreement between the parties to resolve issues raised in the Meet and Confer
10 Correspondence and undertake the environmental investigation of Plaintiff's property,
11 and, assuming the execution of the agreement between the parties, (2) prepare and
12 present to this Court a stipulated order staying all litigation deadlines and activities for up
13 to 120 days while the environmental investigation is undertaken.

14 Pursuant to FRCP Rule 6(b), the Court may, for good cause, extend the
15 time for Defendant to respond to Plaintiff's Complaint.

16 Based on the foregoing, Plaintiff and Defendant jointly request that the
17 Court issue an order extending the deadlines for Defendant's responsive pleading twenty-
18 one days to March 1, 2019.

19 IT IS SO STIPULATED THROUGH COUNSEL OF RECORD

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1 Dated: February 8, 2019

ROGERS JOSEPH O'DONNELL, PC

3 By: /s/ Robert C. Goodman

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10 Dated: February 8, 2019

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20 I attest that concurrence in the filing of this document has been obtained
21 from David F. Stearns, counsel for Maple Leaf Housing Investments, LLC.
22

23 Dated: February 8, 2019

ROGERS JOSEPH O'DONNELL

25 By: /s/ Robert C. Goodman

26 ROBERT C. GOODMAN
27 Attorneys for Defendant

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